IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH,

AT HYDERABAD

HON'BLE SRI JUSTICE V.V.S. RAO

W.P. No. 24504 OF 2005

Date: 21.11.2005

BETWEEN:

1. Marri Bal Reddy and others

…. PETITIONERS

And

1. The District Collector, Ranga Reddy District, Lakdikapool, Hyderabad, and others.

…. RESPONDENTS

HONOURABLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No. 24504 OF 2005

ORDER:

The petitioners, who are 46 in number, are residents of Manne Mutyalammakunta Ragannaguda village, Hayathnagar Mandal, Ranga Reddy District. They allegedly in possession of lands in various survey numbers admeasuring about Acs.200.00, having purchased the same from the original pattadar one Sri Mohd. Ahmed. They allege that the second respondent issued notification for acquiring the land for expansion of Hardware Park, and though, no such notification is issued in respect of the lands of the petitioners, the respondents are allegedly interfering with the possession of the petitioners. Therefore, they filed the instant writ petition seeking a Writ of Mandamus declaring the action of the respondents in taking possession of the patta lands as illegal and violative of Article 300-A of the Constitution of India.

At the stage of preliminary hearing itself a counter affidavit is filed on behalf of the

respondents 1, 2 and 4. It is stated that the land, which is in possession of the petitioners, is subject matter of proceedings under A.P. Land Reforms (Ceiling on Agricultural Holdings) Act, 1973 and therefore, the same was not included in the acquisition proposals. The Special Deputy Collector (L.A.), International Air Port, filed a counter affidavit, categorically stating that nobody will be deprived of from their ownership rights, and there will not be any dispossession of the land without following due process of law.

After reading the counter affidavit filed by the second respondent, this Court is convinced that the writ petition is filed without any factual foundation and on mere apprehension. Recording the counter averments as above, the Writ Petition is dismissed at the admission stage.

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(**V.V.S. RAO, J.)**

21st November, 2005

Js.